

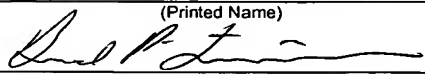


USSN 10/644,055

Atty. Dkt. No. 19099.004
(072121-0307)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BARSANTI *et al.*
Title: BENZIMIDAZOLE
QUINOLINONES AND USES
THEREOF
Appl. No.: 10/644,055
Filing Date: 08/19/2003
Examiner: Unknown
Art Unit: 1614

<p align="center">CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on the date below.</p> <p align="center">Bernard P. Friedrichsen (Printed Name)</p> <p align="center"> (Signature)</p> <p align="center">April 12, 2004 (Date of Deposit)</p>
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REQUEST TO CORRECT INVENTORSHIP UNDER 37 C.F.R § 1.48(a)

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Please amend the above-captioned application to add the following individual as an inventor: --Kelly Wayman--.

The names of the inventors should read as follows:

Paul A. Barsanti (Pleasant Hill, CA);
Dirksen Bussiere (San Leandro, CA);
Stephen D. Harrison (Albany, CA);
Carla C. Heise (Benicia, CA);
Johanna M. Jansen (San Francisco, CA);
Elisa Jazan (Richmond, CA);
Timothy D. Machajewski (Martinez, CA);
Christopher McBride (Oakland, CA);
William R. McCrea, Jr. (Berkeley, CA);
Simon Ng (Walnut Creek, CA);
Zhi-Jie Ni (Fremont, CA);
Sabina Pecchi (Oakland, CA);
Keith B. Pfister (San Ramon, CA);
Savithri Ramurthy (Walnut Creek, CA);
Paul A. Renhowe (Danville, CA);
Cynthia M. Shafer (El Sobrante, CA);
Joel B. Silver (Santa Cruz, CA);
Allan S. Wagman (Belmont, CA);
Marion Wiesmann (Brisbane, CA); and
Kelly Wayman (San Rafael, CA).

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003.480776.1

A Request to Correct Filing Receipt, a marked-up version of the Filing Receipt and a revised Application Data Sheet are included to reflect the addition of the inventor.


In support of this Request and as further specified in 37 C.F.R. § 1.48(a) and § 201.03 of the M.P.E.P., the following items are included:

1. This request to correct inventorship which sets forth the desired inventorship change;
2. A statement by the added inventor, Kelly Wayman, that the inventorship error occurred without deceptive intent on his/her part;
3. A declaration, signed by all the actual inventors;
4. A check for the fee as set forth in Section 1.17(i); and
5. The written consent of the assignee, Chiron Corporation.

A check in the amount of \$130.00 is enclosed to cover the processing fee set forth in 37 C.F.R. § 1.117(i) and required by 37 C.F.R. § 1.48(a). Applicants believe that no further fee is required for this filing. However, the Commissioner is hereby authorized to charge any fee(s) which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-2350. For the purpose of charging or crediting said deposit account, a duplicate copy of page 1 and the signature page are submitted herewith.

Respectfully submitted,

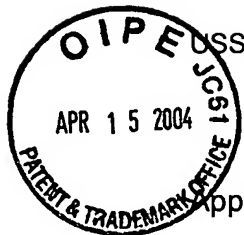
Date April 12, 2004

By 

FOLEY & LARDNER LLP
Customer Number: 23524
23524

PATENT TRADEMARK OFFICE
Telephone: (608) 258-4281
Facsimile: (608) 258-4258

Bernard P. Friedrichsen
Attorney for Applicant
Registration No. 44,689



USPN 10/644,055

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**STATEMENT IN SUPPORT OF CORRECTING INVENTORSHIP UNDER
37 C.F.R. § 1.48(a)**

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

I, Kelly Wayman, was not originally named as an inventor in U.S. Patent Application Serial No. 10/644,055, filed on August 19, 2003. The error in inventorship occurred without deceptive intent on my part.

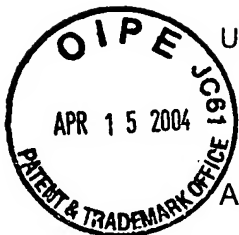
Respectfully submitted,

Date: 3/26/04

By

Kelly Wayman
San Rafael, California

Chiron Corporation Mailing Address
4560 Horton Street
Emeryville, CA 94608



USSN 10/644,055

Atty. Dkt. No. 19099.004
(072121-0307)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BARSANTI *et al.*

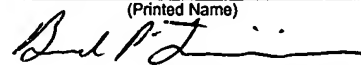
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**CONSENT OF ASSIGNEE IN SUPPORT OF CORRECTING INVENTORSHIP
UNDER 37 C.F.R. § 1.48(a)**

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

U.S. Patent Application No. 10/644,055, filed on August 19, 2003, pending, is a non-provisional patent application which claims priority to U.S. Provisional Application Nos. 60/405,729, filed on August 23, 2002; 60/426,107, filed on November 13, 2002; 60/426,226, filed on November 13, 2002; 60/426,282, filed on November 13, 2002; 60/428,210, filed on November 21, 2002; 60/460,328, filed on April 3, 2003; 60/460,493, filed on April 3, 2003; 60/460,327, filed on April 3, 2003; 60/478,916, filed on June 16, 2003; and 60/484,048, filed on July 1, 2003. Chiron Corporation is the owner of the entire right, title, and interest in and to U.S. Patent Application No. 10/644,055 (the above-identified application), by virtue of the Assignments from the inventors of the provisional applications noted above to Chiron Corporation and attached hereto as APPENDIX A.

Chiron Corporation consents to the correction of inventorship with respect to the above-described application where the inventorship is changed by adding Kelly Wayman as an inventor to the inventors originally provided (Paul A. Barsanti; Dirksen Bussiere;

Stephen D. Harrison; Carla C. Heise; Johanna M. Jansen; Elisa Jazan; Timothy D. Machajewski; Christopher McBride; William R. McCrea, Jr.; Simon Ng; Zhi-Jie Ni; Sabina Pecchi; Keith B. Pfister; Savithri Ramurthy; Paul A. Renhowe; Cynthia M. Shafer; Joel B. Silver; Allan S. Wagman; and Marion Wiesmann).

The undersigned is the Assistant Secretary (Title) of Chiron Corporation and as such, has the authority to sign and act on behalf of the assignee.

Respectfully submitted,

Chiron Corporation

By:


Signature

Young J. Suh

Printed Name

Assistant Secretary

Title

4/8/04

Date